

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

19W

In re application of: **DeWitt, Jr. et al.**

Serial No.: **10/675,778**

Filed: **September 30, 2003**

**For: Method and Apparatus for
Counting Data Accesses and
Instruction Executions that Exceed a
Threshold Value in a Data Processing
System**

35525

PATENT TRADEMARK OFFICE
CUSTOMER NUMBER

§
§
§
§
§
§

Group Art Unit: **2183**

Examiner: **Cody, Dillon J.**

Attorney Docket No.: **AUS920030480US1**

Certificate of Mailing Under 37 C.F.R. § 1.8(a)

I hereby certify this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

May 22 2006.

By:

Louise Fay
Louise Fay

TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

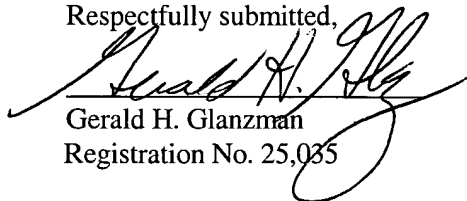
Sir:

ENCLOSED HEREWITH:

- Supplemental Information Disclosure Statement;
- Form PTO-1449;
- Reference AL; and
- Our return postcard.

A fee of \$180.00 is believed to be necessary. I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,


Gerald H. Glanzman
Registration No. 25,035

Duke W. Yee

Registration No. 34,285

YEE & ASSOCIATES, P.C.

P.O. Box 802333

Dallas, Texas 75380

(972) 385-8777

ATTORNEYS FOR APPLICANTS



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

DeWitt, Jr. et al.

Serial No: **10/675,778**

Filed: **September 30, 2003**

**Title: Method and Apparatus for Counting
Data Accesses and Instruction Executions
that Exceed a Threshold Value in a Data
Processing System**

Group Art Unit: **2183**

Intellectual Property
Law Department
International Business
Machines Corporation
11400 Burnet Road
Austin, Texas 78758

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the patentability of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. 1.56.

While this Supplemental Information Disclosure Statement may be "material" pursuant to 37 C.F.R. 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to herein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 C.F.R. 1.97(g) the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56 (b) exists.

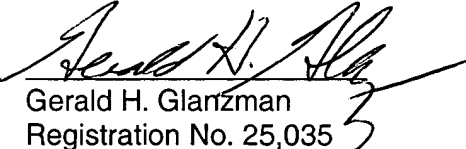
05/30/2006 HGUTEMA1 00000006 090447 10675778

01 FC:1806 180.00 DA

No item of information cited in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this Supplemental Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of this Supplemental Information Disclosure Statement.

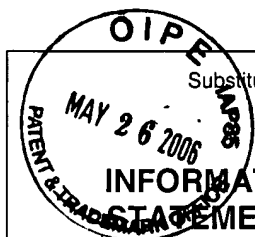
A fee of \$180.00 is believed to be required to file this Supplemental Information Disclosure Statement. Thee Commissioner of Patents and Trademarks is authorized to charge Deposit Account No. 09-0447 for the necessary amount.

Respectfully submitted,



Gerald H. Glanzman
Registration No. 25,035
Yee & Associates, P.C.
P.O. Box 802333
Dallas, Texas 75380
Telephone: (972) 385-8777

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT****Complete if Known**

Application Number	10/675,778
Filing Date	09/30/2003
First Named Inventor	DeWitt, Jr. et al.
Examiner Name	Cody, Dillon J.
Art Unit	2183
Attorney Docket No.	AUS920030480US1

Examiner Initials	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
AA	5051944	09-24-1991	Fetterolf et al.	
AB	5142634	08-25-1992	Fite et al.	
AC	5394529	02-28-1995	Brown, III et al.	
AD	6233679 B1	05-15-2001	Holmberg	
AE	5887159	03-23-1999	Burrows	
AF	6662295 B2	12-09-2003	Yamaura	
AG	5938760	08-17-1999	Levine et al.	
AH	6189072 B1	02-13-2001	Levine et al.	
AI	5276833	01-04-1994	Auvinen et al.	
AJ	5287481	02-15-1994	Lin	
AK	5537572	07-16-1996	Michelsen et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initial	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

NON PATENT LITERATURE

Examiner Initial	Include name of author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
AL	JEONG et al., "Cost Sensitive Cache Replacement Algorithms", June 2002, Second Workshop on Caching, Coherence and Consistency, NY, pp. 1-14.

Examiner:

Date Considered:

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.